

1 A bill to be entitled
2 An act relating to ethics reform; repealing s. 11.061,
3 F.S., relating to state, state university, and
4 community college employee lobbyists; creating s.
5 106.114, F.S.; providing definitions; prohibiting
6 certain public service announcements by specified
7 entities or persons; providing applicability; amending
8 s. 112.313, F.S.; revising applicability of certain
9 provisions relating to contractual relationships;
10 prohibiting public officers or employees of an agency
11 from soliciting specified employment or contractual
12 relationships; requiring certain offers and
13 solicitations of employment or contractual
14 relationships to be disclosed to certain persons;
15 requiring such solicitations to be disclosed to the
16 Commission on Ethics in certain circumstances;
17 authorizing the commission to investigate such
18 disclosures; prohibiting specified persons from
19 certain compensated representation for a specified
20 period following vacation of office; deleting a
21 provision prohibiting former legislators from acting
22 as lobbyists before certain entities and persons for a
23 specified period following vacation of office;
24 providing applicability; creating s. 112.3181, F.S.;
25 prohibiting statewide elected officers and legislators

26 | from soliciting employment offers or investment advice
27 | arising out of official or political activities;
28 | providing exceptions; prohibiting such officers or
29 | legislators from soliciting or accepting investment
30 | advice from or soliciting or entering into certain
31 | profitmaking relationships with lobbyists or
32 | principals; providing definitions; requiring lobbyists
33 | and principals to disclose certain prohibited
34 | solicitations to the commission; authorizing the
35 | commission to investigate such disclosures; providing
36 | disclosure requirements; requiring the commission to
37 | publish disclosures on its website; authorizing the
38 | commission to adopt rules; amending s. 112.3185, F.S.;
39 | revising and providing definitions; prohibiting
40 | certain officers and employees from soliciting
41 | employment or contractual relationships from or
42 | negotiating employment or contractual relationships
43 | with certain employers; providing exceptions;
44 | requiring disclosure of certain offers of employment
45 | or contractual relationships; amending s. 112.3215,
46 | F.S.; revising definitions; defining the term
47 | "principally employed for governmental affairs";
48 | requiring lobbyists to electronically register with
49 | the commission; revising lobbyist registration,
50 | compensation report, principal designation

51 cancellation, and investigation requirements;
 52 authorizing the commission to dismiss certain
 53 complaints and investigations; amending s. 420.5061,
 54 F.S.; conforming a cross-reference to changes made by
 55 the act; providing an effective date.

56
 57 Be It Enacted by the Legislature of the State of Florida:

58
 59 Section 1. Section 11.061, Florida Statutes, is repealed.

60 Section 2. Section 106.114, Florida Statutes, is created
 61 to read:

62 106.114 Elected official advertising.—

63 (1) As used in this section, the term:

64 (a) "Governmental entity" means any executive, judicial,
 65 or quasi-judicial department; state university; community
 66 college; water management district; or political subdivision.

67 (b) "Public service announcement" means any message
 68 communicated by radio, television, electronic communication, or
 69 billboard that promotes or announces an issue of public
 70 importance, concern, or welfare.

71 (2) A governmental entity, a person acting on behalf of a
 72 governmental entity, or an elected official may not use or
 73 authorize the use of an elected official's name, image,
 74 likeness, official uniform, badge, or other symbol of office in
 75 a public service announcement beginning on the date that the

76 | elected official qualifies as a candidate under s. 99.061, or
 77 | other applicable law, for reelection or election to another
 78 | public office and ending on the day after the election for which
 79 | the elected official qualified as a candidate, if such
 80 | announcement is paid for with public funds, as defined in s.
 81 | 106.113, or if the time or space for such announcement is
 82 | donated by the communications media. This subsection does not
 83 | apply to charitable events held by a tax-exempt organization
 84 | under s. 501(c)(3) of the Internal Revenue Code or bona fide
 85 | news events such as press conferences or public debates
 86 | broadcast by a broadcaster licensed by the Federal
 87 | Communications Commission.

88 | Section 3. Subsection (7), paragraph (a) of subsection
 89 | (9), and subsection (15) of section 112.313, Florida Statutes,
 90 | are amended to read:

91 | 112.313 Standards of conduct for public officers,
 92 | employees of agencies, and local government attorneys.—

93 | (7) CONFLICTING EMPLOYMENT OR CONTRACTUAL RELATIONSHIP.—

94 | (a) A ~~Ne~~ public officer or employee of an agency may not
 95 | ~~shall~~ have or hold any employment or contractual relationship
 96 | with any business entity or any agency that ~~which~~ is subject to
 97 | the regulation of, or is doing business with, the officer's or
 98 | employee's an agency. Such officer or employee may not have or
 99 | hold any employment or contractual relationship that will create
 100 | a continuing or frequently recurring conflict between his or her

101 private interests and the performance of his or her public
102 duties or that would impede the full and faithful discharge of
103 his or her public duties. This paragraph does not apply to ~~of~~
104 ~~which he or she is an officer or employee, excluding those~~
105 organizations and their officers who, when acting in their
106 official capacity, enter into or negotiate a collective
107 bargaining contract with the state or any municipality, county,
108 or other political subdivision of the state; ~~nor shall an~~
109 ~~officer or employee of an agency have or hold any employment or~~
110 ~~contractual relationship that will create a continuing or~~
111 ~~frequently recurring conflict between his or her private~~
112 ~~interests and the performance of his or her public duties or~~
113 ~~that would impede the full and faithful discharge of his or her~~
114 ~~public duties.~~

115 1. When the agency referred to is a ~~that certain kind of~~
116 special tax district created by general or special law and is
117 limited specifically to constructing, maintaining, managing, and
118 financing improvements in the land area over which the agency
119 has jurisdiction, or when the agency has been organized pursuant
120 to chapter 298, ~~then~~ employment with, or entering into a
121 contractual relationship with, such a business entity by a
122 public officer or employee of such an agency is ~~shall~~ not be
123 prohibited by this subsection or ~~be~~ deemed a conflict ~~per se~~.
124 However, conduct by such officer or employee that is prohibited
125 by, or otherwise frustrates the intent of, this section is ~~shall~~

126 ~~be deemed~~ a conflict of interest in violation of the standards
 127 of conduct set forth by this section.

128 2. When the agency referred to is a legislative body and
 129 the regulatory power over the business entity resides in another
 130 agency, or when the regulatory power that ~~which~~ the legislative
 131 body exercises over the business entity or agency is strictly
 132 through the enactment of laws or ordinances, ~~then~~ employment
 133 with, or entering into a contractual relationship with, such a
 134 business entity by a public officer or employee of such a
 135 legislative body is ~~shall~~ not be prohibited by this subsection
 136 or ~~be~~ deemed a conflict based on the regulatory power of the
 137 legislative body, unless prohibited or deemed a conflict by
 138 another law.

139 (b) This subsection does ~~shall~~ not prohibit a public
 140 officer or employee from practicing in a particular profession
 141 or occupation when such practice by persons holding such public
 142 office or employment is required or permitted by law or
 143 ordinance.

144 (c) A public officer or employee of an agency may not
 145 solicit any employment or contractual relationship prohibited by
 146 this subsection.

147 (d) A public officer or employee of an agency must
 148 disclose to the head of his or her agency, the general counsel
 149 or inspector general of his or her agency, or any other officer
 150 or attorney designated by the head of his or her agency any

151 offer of employment or contractual relationship that is
 152 prohibited by this subsection.

153 (e) If a public officer or employee of an agency, or a
 154 person acting on his or her behalf, violates paragraph (c), the
 155 solicited business entity or agency must disclose such
 156 solicitation to the head of the officer's or employee's agency.
 157 If such solicitation is by or on behalf of the head of the
 158 agency or a member of a body that is the head of the agency, the
 159 solicited business entity or agency must disclose such
 160 solicitation to the commission. The commission may investigate
 161 such disclosure as if it were a valid complaint under this part.

162 (9) POSTEMPLOYMENT RESTRICTIONS; STANDARDS OF CONDUCT FOR
 163 LEGISLATORS AND LEGISLATIVE EMPLOYEES.—

164 (a)1. It is the intent of the Legislature to implement by
 165 statute the provisions of s. 8(e), Art. II of the State
 166 Constitution relating to legislators, statewide elected
 167 officers, appointed state officers, and designated public
 168 employees.

169 2. As used in this paragraph:

170 a. "Employee" means:

171 (I) Any person employed in the executive or legislative
 172 branch of government holding a position in the Senior Management
 173 Service as defined in s. 110.402 or any person holding a
 174 position in the Selected Exempt Service as defined in s. 110.602
 175 or any person having authority over policy or procurement

176 employed by the Department of the Lottery.

177 (II) The Auditor General, the director of the Office of
178 Program Policy Analysis and Government Accountability, the
179 Sergeant at Arms and Secretary of the Senate, and the Sergeant
180 at Arms and Clerk of the House of Representatives.

181 (III) The executive director and deputy executive director
182 of the Commission on Ethics.

183 (IV) An executive director, staff director, or deputy
184 staff director of each joint committee, standing committee, or
185 select committee of the Legislature; an executive director,
186 staff director, executive assistant, analyst, or attorney of the
187 Office of the President of the Senate, the Office of the Speaker
188 of the House of Representatives, the Senate Majority Party
189 Office, Senate Minority Party Office, House Majority Party
190 Office, or House Minority Party Office; or any person, hired on
191 a contractual basis, having the power normally conferred upon
192 such persons, by whatever title.

193 (V) The Chancellor and Vice Chancellors of the State
194 University System; the general counsel to the Board of Governors
195 of the State University System; and the president, provost, vice
196 presidents, and deans of each state university.

197 (VI) Any person, including an other-personal-services
198 employee, having the power normally conferred upon the positions
199 referenced in this sub-subparagraph.

200 b. "Appointed state officer" means any member of an

201 appointive board, commission, committee, council, or authority
 202 of the executive or legislative branch of state government whose
 203 powers, jurisdiction, and authority are not solely advisory and
 204 include the final determination or adjudication of any personal
 205 or property rights, duties, or obligations, other than those
 206 relative to its internal operations.

207 c. "State agency" means an entity of the legislative,
 208 executive, or judicial branch of state government over which the
 209 Legislature exercises plenary budgetary and statutory control.

210 3.a. A ~~No~~ member of the Legislature, appointed state
 211 officer, or statewide elected officer may not ~~shall~~ personally
 212 represent another person or entity for compensation before the
 213 government body or agency of which the individual was an officer
 214 or member for a period of 2 years following vacation of office.

215 A ~~No~~ member of the Legislature may not ~~shall~~ personally
 216 represent another person or entity for compensation during his
 217 or her term of office before any state agency other than
 218 judicial tribunals or in settlement negotiations after the
 219 filing of a lawsuit.

220 b. For a period of 2 years following vacation of office, a
 221 former member of the Legislature may not act as a lobbyist for
 222 compensation before an executive branch agency, agency official,
 223 or employee. The terms used in this sub-subparagraph have the
 224 same meanings as provided in s. 112.3215.

225 4. An agency employee, including an agency employee who

226 | was employed on July 1, 2001, in a Career Service System
227 | position that was transferred to the Selected Exempt Service
228 | System under chapter 2001-43, Laws of Florida, may not
229 | personally represent another person or entity for compensation
230 | before the agency with which he or she was employed for a period
231 | of 2 years following vacation of position, unless employed by
232 | and representing another state agency ~~of state government~~.

233 | 5. Any person violating this paragraph shall be subject to
234 | the penalties provided in s. 112.317 and a civil penalty of an
235 | amount equal to the compensation which the person receives for
236 | the prohibited conduct.

237 | ~~6. This paragraph is not applicable to:~~

238 | ~~a. A person employed by the Legislature or other agency~~
239 | ~~prior to July 1, 1989;~~

240 | ~~b. A person who was employed by the Legislature or other~~
241 | ~~agency on July 1, 1989, whether or not the person was a defined~~
242 | ~~employee on July 1, 1989;~~

243 | ~~e. A person who was a defined employee of the State~~
244 | ~~University System or the Public Service Commission who held such~~
245 | ~~employment on December 31, 1994;~~

246 | ~~d. A person who has reached normal retirement age as~~
247 | ~~defined in s. 121.021(29), and who has retired under the~~
248 | ~~provisions of chapter 121 by July 1, 1991; or~~

249 | ~~e. Any appointed state officer whose term of office began~~
250 | ~~before January 1, 1995, unless reappointed to that office on or~~

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251 ~~after January 1, 1995.~~

252 (15) (a) ADDITIONAL EXEMPTION.—~~An~~ ~~no~~ elected public officer
 253 may not shall be held in violation of subsection (7) if the
 254 officer maintains an employment relationship with an entity
 255 which is currently a tax-exempt organization under s. 501(c) of
 256 the Internal Revenue Code and which contracts with or otherwise
 257 enters into a business relationship with the officer's agency
 258 and:

259 1.(a) The officer's employment is not directly or
 260 indirectly compensated as a result of such contract or business
 261 relationship;

262 2.(b) The officer has in no way participated in the
 263 agency's decision to contract or to enter into the business
 264 relationship with his or her employer, whether by participating
 265 in discussion at the meeting, by communicating with officers or
 266 employees of the agency, or otherwise; and

267 3.(c) The officer abstains from voting on any matter which
 268 may come before the agency involving the officer's employer,
 269 publicly states to the assembly the nature of the officer's
 270 interest in the matter from which he or she is abstaining, and
 271 files a written memorandum as provided in s. 112.3143.

272 (b) This subsection does not apply to an officer who
 273 begins his or her term of office on or after July 1, 2019.

274 Section 4. Section 112.3181, Florida Statutes, is created
 275 to read:

276 112.3181 Additional standards for statewide elected
 277 officers and legislators.—

278 (1) A statewide elected officer or member of the
 279 Legislature may not solicit an employment offer or investment
 280 advice arising out of official or political activities engaged
 281 in while he or she is an officer or legislator, or a candidate
 282 for such office, except in the following circumstances:

283 (a) The officer or legislator may solicit or accept future
 284 employment, including professional partnerships, in the last 180
 285 days of his or her term of office if he or she is ineligible to
 286 run for reelection or has publicly announced, and filed a letter
 287 or other written notice with the qualifying officer with whom
 288 reelection qualification papers are filed, that he or she is not
 289 and does not intend to become a candidate for reelection.

290 (b) The officer or legislator may solicit or accept
 291 employment from any prospective employer in a profession or
 292 occupation in which he or she has formerly engaged, has been
 293 formally educated or trained, or is licensed unless such
 294 employment is prohibited by other general law.

295 (2) A statewide elected officer or member of the
 296 Legislature may not solicit or accept investment advice from or
 297 solicit or enter into an investment, joint venture, or other
 298 profitmaking relationship with a lobbyist or principal, as those
 299 terms are defined in s. 11.045 or s. 112.3215. However, the
 300 officer or legislator may buy or sell listed, publicly traded

301 securities of a principal without the advice of a lobbyist or
302 principal unless such action violates s. 112.313. For purposes
303 of this section, the phrase "investment, joint venture, or other
304 profitmaking relationship" does not include an employment
305 relationship or any enterprise organized to employ or engage the
306 personal services of individuals, including the officer or
307 legislator. For purposes of this section, the terms "investment
308 advice" and "profitmaking relationship" do not include a client
309 relationship with a licensed investment broker, licensed
310 investment advisor, or similarly licensed professional to whom
311 the officer or legislator pays ordinary and reasonable fees for
312 services, regardless of such broker's, advisor's, or
313 professional's status as a principal of a lobbyist or a
314 nonlobbyist employee of such principal.

315 (3) A lobbyist or principal who receives a solicitation
316 prohibited by this section, by or on behalf of a statewide
317 elected officer or member of the Legislature, must disclose such
318 solicitation to the commission. Any other person who receives
319 such solicitation may disclose such solicitation to the
320 commission. The commission may investigate any disclosure under
321 this subsection as if it were a valid complaint under this part.

322 (4) (a) A statewide elected officer or member of the
323 Legislature must file a written disclosure with the commission
324 upon acceptance of the following:

325 1. New employment with or increased compensation from an

326 entity that receives state funds directly by appropriation;

327 2. New employment with or increased compensation from an
328 agency;

329 3. New employment the offer of which arose out of official
330 or political activities engaged in while he or she was a
331 statewide elected officer, member of the Legislature, or
332 candidate for such office; or

333 4. New employment with or increased compensation from a
334 lobbyist, principal of a lobbyist, or lobbying firm.

335 (b) The disclosure must identify the applicable
336 subparagraph of paragraph (a), employer, position, salary or
337 other compensation, and effective date of employment or
338 increased compensation. Such disclosure must be filed within 30
339 days after he or she accepts the employment or increased
340 compensation or before the effective date of employment or
341 increased compensation, whichever date is earliest. With respect
342 to employment or increased compensation accepted or effective
343 between December 31, 2018, and July 1, 2019, the officer or
344 legislator must file such disclosure within 30 days after July
345 1, 2019. The commission shall publish such disclosures with the
346 officer's or legislator's full and public disclosure of
347 financial interests on its website. The commission may adopt
348 forms for disclosure and may adopt rules requiring electronic
349 submission of the disclosure required by this subsection.

350 Section 5. Subsection (7) of section 112.3185, Florida

351 Statutes, is renumbered as subsection (8), subsection (1) and
352 present subsection (8) are amended, and a new subsection (7) is
353 added to that section, to read:

354 112.3185 Additional standards for state officers and
355 agency employees.—

356 (1) For the purposes of this section:

357 (a) "Contractual services" shall be defined as set forth
358 in chapter 287.

359 (b) "Agency" means any state officer, department, board,
360 commission, or council of the executive, legislative, or
361 judicial branch of state government and includes the Public
362 Service Commission.

363 (c) "Covered officer" means a state officer who is serving
364 in a position that is not an elective position. The term does
365 not include a person who is appointed to fill an unexpired term
366 of an elective office.

367 (d) "Negotiate" or "negotiation" means a response to an
368 offer or solicitation of offers of an employment or contractual
369 relationship, including the submission of a resume, an
370 application, or any other information demonstrating interest on
371 the part of a prospective employee and interviewing or engaging
372 in other communication intended to lead to an offer or
373 acceptance of an employment or contractual relationship.

374 (e) "Reporting employee" means any agency employee who is
375 a reporting individual or procurement employee, as those terms

376 | are defined in s. 112.3148.

377 | (f) "Restricted employer," with respect to any state
378 | officer or agency employee, means any entity that does business
379 | with or is subject to regulation by an agency employing the
380 | covered officer or reporting employee and any person or entity
381 | from whom the covered officer or reporting employee may not
382 | solicit a gift under s. 112.3148(3).

383 | (g) "Subject to regulation by an agency" means subject to
384 | regulation by agency action, as defined in s. 120.52(2) or its
385 | substantial equivalent. The term does not include regulatory
386 | power exercised strictly through the enactment of general laws.

387 | (7) A covered officer or reporting employee who is
388 | employed in such position on or after July 1, 2019, may not
389 | solicit an employment or contractual relationship from or
390 | negotiate an employment or contractual relationship with a
391 | restricted employer except as provided in this section.

392 | (a) A covered officer or reporting employee may solicit a
393 | future employment or contractual relationship from or negotiate
394 | a future employment or contractual relationship with a
395 | restricted employer within 90 days before the expiration of the
396 | officer's term of office, if the officer does not seek
397 | reappointment, or within 90 days before the officer's or
398 | employee's termination or retirement date, if he or she provides
399 | notice of termination or retirement to the head of his or her
400 | agency, the general counsel or inspector general of his or her

401 agency, or any other officer or attorney designated by the head
402 of his or her agency.

403 (b) If a covered officer or reporting employee has been
404 notified by his or her appointing authority or employing agency
405 that he or she will be discharged from office or dismissed or
406 terminated from employment, he or she may solicit a future
407 employment or contractual relationship from or negotiate a
408 future employment or contractual relationship with a restricted
409 employer at any time after such notice but not sooner than 180
410 days before his or her employment is scheduled to end.

411 (c) A covered officer or reporting employee must disclose
412 to the head of his or her agency, the general counsel or
413 inspector general of his or her agency, or any other officer or
414 attorney designated by the head of his or her agency any offer
415 from a restricted employer of an employment or contractual
416 relationship. After such disclosure, a covered officer or
417 reporting employee may negotiate an employment or contractual
418 relationship with the restricted employer if expressly
419 authorized by the head of his or her agency or the agency head's
420 authorized designee. Permission may be withheld only if the
421 agency head or his or her authorized designee determines such
422 negotiation poses an actual or potential conflict with the
423 interests of the state or the agency.

424 (d) This subsection does not authorize any employment or
425 contractual relationship solicitation otherwise prohibited by

426 general law.

427 (9)-(8) Subsections (1)-(6) of this section do not apply ~~is~~
 428 ~~not applicable~~ to any employee of the Public Service Commission
 429 who was so employed on or before December 31, 1994, unless so
 430 employed on or after July 1, 2019.

431 Section 6. Paragraphs (a), (f), and (h) of subsection (1),
 432 subsection (3), paragraph (a) of subsection (5), and subsections
 433 (7) and (8) of section 112.3215, Florida Statutes, are amended,
 434 and subsection (15) of that section is reenacted, to read:

435 112.3215 Lobbying before the executive branch or the
 436 Constitution Revision Commission; registration and reporting;
 437 investigation by commission.—

438 (1) For the purposes of this section:

439 (a) "Agency" means the Governor; the ~~the~~ Governor and
 440 Cabinet; ~~or~~ any department, division, bureau, board,
 441 commission, or authority of the executive branch; the State
 442 Board of Education; the Board of Governors of the State
 443 University System; or. ~~In addition, "agency" shall mean the~~
 444 Constitution Revision Commission as provided by s. 2, Art. XI of
 445 the State Constitution.

446 (f) "Lobbying" ~~"Lobbies"~~ means seeking, on behalf of
 447 another person, to influence an agency with respect to a
 448 decision of the agency in the area of policy or procurement or
 449 an attempt to obtain the goodwill of an agency official or
 450 employee. "Lobbying" ~~"Lobbies"~~ also means influencing or

451 attempting to influence, on behalf of another, the Constitution
452 Revision Commission's action or nonaction through oral or
453 written communication or an attempt to obtain the goodwill of a
454 member or employee of the Constitution Revision Commission.

455 (h) "Lobbyist" means a person who is employed and receives
456 payment, or who contracts for economic consideration, for the
457 purpose of lobbying, or a person who is principally employed for
458 governmental affairs by another person or governmental entity to
459 lobby on behalf of that other person or governmental entity. The
460 term "principally employed for governmental affairs" means that
461 one of the principal or most significant responsibilities of the
462 employee to the employer is overseeing the employer's various
463 relationships with government or representing the employer in
464 its contacts with government. "Lobbyist" does not include a
465 person who is:

466 1. An attorney, or any person, who represents a client in
467 a judicial proceeding or in a formal administrative proceeding
468 conducted pursuant to chapter 120 or any other formal hearing
469 before an agency, board, commission, or authority of this state.

470 2. An officer or employee of an agency, ~~or~~ of a
471 legislative or judicial branch entity, or a political
472 subdivision of this state acting in the normal course of his or
473 her office or duties.

474 3. A confidential informant who is providing, or wishes to
475 provide, confidential information to be used for law enforcement

476 purposes.

477 4. A person who seeks ~~lobbies~~ to procure a contract
478 pursuant to chapter 287 which contract is less than the
479 threshold for CATEGORY ONE as provided in s. 287.017.

480 (3) A person may not lobby an agency until such person has
481 electronically registered as a lobbyist with the commission.
482 Such registration shall be due upon initially being retained to
483 lobby and is renewable on a calendar year basis thereafter. The
484 commission shall request authorization from the principal with
485 the principal's name, business address, e-mail address, and
486 telephone number to confirm that the registrant is authorized to
487 represent the principal. ~~Upon registration the person shall~~
488 ~~provide a statement signed by the principal or principal's~~
489 ~~representative that the registrant is authorized to represent~~
490 ~~the principal.~~ The principal or principal's representative shall
491 also identify and designate its main business pursuant to the
492 North American Industry Classification System six-digit
493 numerical code that most accurately describes the principal's
494 main business. Registration is not complete until the commission
495 receives the principal's authorization and the registration fee
496 ~~on the statement authorizing that lobbyist pursuant to a~~
497 ~~classification system approved by the commission.~~ The
498 registration shall require each lobbyist to attest to ~~disclose,~~
499 ~~under oath,~~ the following information:

500 (a) Full legal name, e-mail address, telephone number,

501 ~~Name~~ and business address;

502 (b) The full name, e-mail address, telephone number, and
 503 business address of each principal represented;

504 ~~(c) His or her area of interest;~~

505 (c)~~(d)~~ The agencies before which he or she will appear;
 506 and

507 (d)~~(e)~~ The existence of any direct or indirect business
 508 association, partnership, or financial relationship with any
 509 employee of an agency with which he or she lobbies, or intends
 510 to lobby, as disclosed in the registration.

511 (5) (a) 1. Each lobbying firm shall file a compensation
 512 report with the commission for each calendar quarter during any
 513 portion of which one or more of the firm's lobbyists were
 514 registered to represent a principal. The report shall include
 515 the:

516 a. Full name, e-mail address, business address, and
 517 telephone number of the lobbying firm;

518 b. Name of each of the firm's lobbyists; and

519 c. Total compensation provided or owed to the lobbying
 520 firm from all principals for the reporting period, reported in
 521 one of the following categories: \$0; \$1 to \$49,999; \$50,000 to
 522 \$99,999; \$100,000 to \$249,999; \$250,000 to \$499,999; \$500,000 to
 523 \$999,999; \$1 million or more.

524 2. For each principal represented by one or more of the
 525 firm's lobbyists, the lobbying firm's compensation report shall

526 also include the:

527 a. Full name, e-mail address, business address, and
 528 telephone number of the principal; and

529 b. Total compensation provided or owed to the lobbying
 530 firm for the reporting period, reported in one of the following
 531 categories: \$0; \$1 to \$9,999; \$10,000 to \$19,999; \$20,000 to
 532 \$29,999; \$30,000 to \$39,999; \$40,000 to \$49,999; or \$50,000 or
 533 more. If the category "\$50,000 or more" is selected, the
 534 specific dollar amount of compensation must be reported, rounded
 535 up or down to the nearest \$1,000.

536 3. If the lobbying firm subcontracts work from another
 537 lobbying firm and not from the original principal:

538 a. The lobbying firm providing the work to be
 539 subcontracted shall be treated as the reporting lobbying firm's
 540 principal for reporting purposes under this paragraph; and

541 b. The reporting lobbying firm shall, for each lobbying
 542 firm identified under subparagraph 2., identify the name and
 543 address of the principal originating the lobbying work.

544 4. The senior partner, officer, or owner of the lobbying
 545 firm shall certify to the veracity and completeness of the
 546 information submitted pursuant to this paragraph.

547 (7) A lobbyist shall promptly send a written statement to
 548 the commission canceling the designation of registration ~~for a~~
 549 principal in his or her registration upon termination of such
 550 ~~the lobbyist's representation of that principal.~~ The commission

551 may cancel a lobbyist's designation of a principal upon the
552 principal's notification that the lobbyist is no longer
553 authorized to represent the principal ~~Notwithstanding this~~
554 ~~requirement, the commission may remove the name of a lobbyist~~
555 ~~from the list of registered lobbyists if the principal notifies~~
556 ~~the office that a person is no longer authorized to represent~~
557 ~~that principal.~~

558 (8) (a) The commission shall investigate every sworn
559 complaint that is filed with it alleging that a person covered
560 by this section has failed to register, has failed to submit a
561 compensation report, has made a prohibited expenditure, or has
562 knowingly submitted false information in any report or
563 registration required in this section.

564 (b) All proceedings, the complaint, and other records
565 relating to the investigation are confidential and exempt from
566 the provisions of s. 119.07(1) and s. 24(a), Art. I of the State
567 Constitution, and any meetings held pursuant to an investigation
568 are exempt from the provisions of s. 286.011(1) and s. 24(b),
569 Art. I of the State Constitution either until the alleged
570 violator requests in writing that such investigation and
571 associated records and meetings be made public or until the
572 commission determines, based on the investigation, whether
573 probable cause exists to believe that a violation has occurred.

574 (c) The commission shall investigate any lobbying firm,
575 lobbyist, principal, agency, officer, or employee upon receipt

576 of information from a sworn complaint or from a random audit of
577 lobbying reports indicating that the individual or entity has
578 intentionally failed to disclose any material fact or has
579 knowingly submitted false information in any report required by
580 this section or by rules adopted pursuant to this section a
581 ~~possible violation other than a late-filed report.~~

582 (d) Notwithstanding paragraphs (a)-(c), the commission may
583 dismiss any complaint or investigation resulting from a random
584 audit of lobbying reports, at any state of disposition, if it
585 determines that the public interest is not served by proceeding
586 further, in which case the commission shall issue a public
587 report stating with particularity its reasons for the dismissal.

588 (e)~~(d)~~1. Records relating to an audit conducted pursuant
589 to this section or an investigation conducted pursuant to this
590 section or s. 112.32155 are confidential and exempt from s.
591 119.07(1) and s. 24(a), Art. I of the State Constitution.

592 2. Any portion of a meeting wherein such investigation or
593 audit is discussed is exempt from s. 286.011 and s. 24(b), Art.
594 I of the State Constitution.

595 3. The exemptions no longer apply if the lobbying firm
596 requests in writing that such investigation and associated
597 records and meetings be made public or the commission determines
598 there is probable cause that the audit reflects a violation of
599 the reporting laws.

600 (15) The commission shall adopt rules to administer this

601 section, which shall prescribe forms for registration and
602 compensation reports, procedures for registration, and
603 procedures that will prevent disclosure of information that is
604 confidential as provided in this section.

605 Section 7. Section 420.5061, Florida Statutes, is amended
606 to read:

607 420.5061 Transfer of agency assets and liabilities.—The
608 corporation is the legal successor in all respects to the
609 agency, is obligated to the same extent as the agency under any
610 agreements existing on December 31, 1997, and is entitled to any
611 rights and remedies previously afforded the agency by law or
612 contract, including specifically the rights of the agency under
613 chapter 201 and part VI of chapter 159. Effective January 1,
614 1998, all references under Florida law to the agency are deemed
615 to mean the corporation. The corporation shall transfer to the
616 General Revenue Fund an amount which otherwise would have been
617 deducted as a service charge pursuant to s. 215.20(1) if the
618 Florida Housing Finance Corporation Fund established by s.
619 420.508(5), the State Apartment Incentive Loan Fund established
620 by s. 420.5087(7), the Florida Homeownership Assistance Fund
621 established by s. 420.5088(4), the HOME Investment Partnership
622 Fund established by s. 420.5089(1), and the Housing
623 Predevelopment Loan Fund established by s. 420.525(1) were each
624 trust funds. For purposes of s. 112.313, the corporation is
625 deemed to be a continuation of the agency, and the provisions

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626 | thereof are deemed to apply as if the same entity remained in
627 | place. ~~Any employees of the agency and agency board members~~
628 | ~~covered by s. 112.313(9)(a)6. shall continue to be entitled to~~
629 | ~~the exemption in that subparagraph, notwithstanding being hired~~
630 | ~~by the corporation or appointed as board members of the~~
631 | ~~corporation.~~

632 | Section 8. This act shall take effect July 1, 2019.